

HEATHER E. WILLIAMS, #122664
Federal Defender
DOUGLAS J. BEEVERS, # 288639
Assistant Federal Defender
801 I Street, 3rd Floor
Sacramento, CA 95814
Telephone: (916) 498-5700

Attorney for Defendant
KYLE COLTON

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,) Case No. 2:24-CR-0029-DAD
Plaintiff,)
vs.)
KYLE COLTON,)
Defendant-Movant.)

)

) **NOTICE OF REQUEST TO FILE EXHIBIT**
)

) **C TO SENTENCING MEMORANDUM**
)

) **UNDER SEAL**
)

NOTICE IS HEREBY GIVEN that Defendant KYLE COLTON, by and through his attorney, Douglas Beevers, Assistant Federal Defender, hereby requests an order permitting counsel to file Exhibit C to Defendant's Sentencing Memorandum, under seal. Exhibit C contains discovery covered by protective order.

The sealing is requested pursuant to Eastern District Local Rule 141 and Federal Rule of Criminal Procedure 57(a)(1). The Court has inherent power to seal documents. *See United States v. Gurolla*, 333 F.3d 944 (9th Cir. 2003) (recognizing authority to accept submissions under seal); *see also United States v. Hickey*, 185 F.3d 1064 (9th Cir. 1999); *United States v. Hardwell*, 80 F.3d 1471, 1483-84 (10th Cir. 1996).

Exhibit C and the Request to seal that exhibit, have been submitted to the Court on disc and to the government by USAfx. The Court may file this notice in the public record.

1 DATED: December 5, 2025

2 Respectfully submitted,

3 HEATHER E. WILLIAMS
4 Federal Defender

5 */s/ Douglas Beevers*
6 DOUGLAS BEEVERS
7 Assistant Federal Defender

8 Attorneys for Defendant
9 KYLE COLTON

10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28